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**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIFTH APPELLATE DISTRICT**

THE PEOPLE,

Plaintiff and Respondent,

v.

MARIA SAN JUAN,

Defendant and Appellant.

F042399

(Super. Ct. No. 87224)

OPINION

THE COURT*

APPEAL from a judgment of the Superior Court of Tulare County. John P. Moran, Judge.

Deborah Prucha, under appointment by the Court of Appeal, for Defendant and Appellant.

Bill Lockyer, Attorney General, Robert R. Anderson, Chief Assistant Attorney General, Jo Graves, Assistant Attorney General, and Carlos A. Martinez, Deputy Attorney General, for Plaintiff and Respondent.

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* Before Dibiaso, Acting P.J., Cornell, J., and Dawson, J.

Appellant Maria San Juan pled nolo contendere to conspiracy to manufacture methamphetamine (Pen. Code, § 182, subd. (a)(1), count one) and to possession of methamphetamine for sale (Health & Saf. Code, § 11378, count three). San Juan admitted two arming enhancements (Pen. Code, § 12022, subds. (a)(1) & (d)). San Juan also admitted an enhancement for possession of methamphetamine exceeding a specified amount (Health & Saf. Code, § 11370.4, subd. (b)(1)) and an allegation making her ineligible for probation (Pen. Code, § 1203.073, subd. (b)(2)). The plea agreement included an indicated sentence of five years. The remaining counts and allegations were dismissed.

The trial court sentenced San Juan to prison for the five-year upper term on count one and stayed San Juan's sentence on count three pursuant to Penal Code section 654. The court dismissed the arming enhancements and the enhancement for possession of methamphetamine exceeding a specified amount. San Juan's total prison term is five years. The court granted applicable custody credits and imposed a restitution fine.

San Juan's appointed appellate counsel has filed an opening brief which summarizes the pertinent facts, raises no issues, and requests this court to independently review the record. (*People v. Wende* (1979) 25 Cal.3d 436.) The opening brief also includes the declaration of appellate counsel indicating that San Juan was advised she could file her own brief with this court. By letter on June 12, 2003, we invited San Juan to submit additional briefing. To date, she has not done so.

After independent review of the record, we have concluded no reasonably arguable legal or factual argument exists.

The judgment is affirmed.